

1 to a question originally asked and that is whether there
2 was any evidence before the Personal Rights Committee
3 which would justify the necessity for including the right
4 to grand jury indictment in the Constitution.

5 DELEGATE WEIDEMEYER: Yes, there was, and I
6 think that was on one of the days when you were out on
7 some due process work or something, and we had State's
8 Attorney Charles Moylan and we had him there at length
9 going over this matter.

10 THE CHAIRMAN: Delegate Bothe.

11 DELEGATE BOTHE: You are aware, I trust, that
12 a large number of petty offenders who may or may not
13 be charged with infamous crimes, since that word is
14 uncertain, are proceeded against by waive of information in
15 the state?

16 DELEGATE WEIDEMEYER: The minor ones are preceded
17 by presentment and even some of the major crimes are preceded
18 by presentment, especially when they waive them.

19 DELEGATE BOTHE: Have you any authority for your
20 statement that the rights, if set out as proposed in
21 Section 11, could be waived by a person accused of
an infamous crime?